

DOCKET NO. CX099004

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AUG 26 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) BROWN ET AL. GROUP ART UNIT: ~~2004~~  
APPLN. NO.: 09/764,959 EXAMINER: Cangialosi, Salvatore  
FILED: 01/18/2001  
TITLE: METHOD AND APPARATUS FOR DYNAMICALLY ALLOCATING  
RESOURCES IN A COMMUNICATION SYSTEM

Certificate of Transmission under 37 CFR 1.8  
I hereby certify that this correspondence is being facsimile transmitted to the Patent  
and Trademark Office.

on August 26, 2004  
Dawn M. Halpin  
Signature  
Dawn M. Halpin  
Printed Name of Person Signing Certificate

AMENDMENT

Assistant Commissioner for Patents  
Alexandria, VA 22313

Sir:

Responsive to the Office Action dated 06/09/2004, Paper No. 2, and  
Examiner's comments with regard thereto, please enter the following amendments  
in the above-entitled application, without prejudice or disclaimer.



**MOTOROLA**  
**FAX TRANSMITTAL SHEET**

Motorola, Inc.  
Intellectual Property Section  
Law Department  
1303 E. Algonquin Road  
Schaumburg, IL 60196

Telephone: (847) 576-5054  
Facsimile: (847) 576-3750

**11** Number of Pages (Including this page)

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Date: August 26, 2004  
To: Cangialosi, Salvatore - ~~2661~~  
Location: United States Patent and Trademark Office  
Fax No.:  
From: James A. Lamb - 38,529  
Subject: 09/764,959- BROWN ET AL. 4

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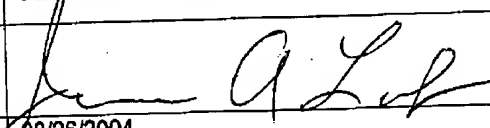
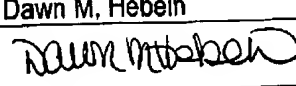
**MESSAGE:**

Enclosed herewith, please find an amendment for filing in the below-identified application.

**PLEASE GIVE THESE PAPERS TO:**

EXAMINER: Cangialosi, Salvatore  
GROUP ART UNIT: 2661  
SERIAL NO.: 09/764,959  
FILED: 01/18/2001  
INVENTOR: BROWN ET AL.

DOCKET NO. CX099004

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/764,959
	Filing Date	01/18/2001
	First Named Inventor	BROWN ET AL.
	Group Art Unit	2661
	Examiner Name	Cangialosi, Salvatore
Total Number of Pages in this Submission	Attorney Docket Number	CX099004
<b>ENCLOSURES</b> (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to a Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-Related papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/Declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Status Letter with appropriate copies
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CDs _____	
<input type="checkbox"/> Certified Copy of Priority Documents		
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>		
Firm or Individual	James A. Lamb	Registration No. 38,529
Signature		
Date	08/26/2004	
<b>CERTIFICATE OF MAILING/TRANSMISSION</b>		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on the date listed below:		
Typed or printed name	Dawn M. Hebein	
Signature		Date 08/26/2004

<b>FEE TRANSMITTAL</b> Patent fees are subject to annual revision <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		<i>Complete if Known</i>		
		Application Number	09/764,959	
		Filing Date	01/18/2001	
		First Named Inventor	BROWN ET AL.	
		Examiner Name	Cangialosi, Salvatore	
TOTAL AMOUNT OF PAYMENT		(\$)-0-	Attorney Docket No.	CX099004

**METHOD OF PAYMENT (check all that apply)**

☐ Check  
 ☐ Credit card  
 ☐ Money Order  
 ☐ Other  
 ☐ None

☒ Deposit Account:  
 Deposit Account Number 502117  
 Deposit Account Name Motorola, Inc.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below  
 ☒ Credit any overpayments

☐ Charge any additional fee(s) during the pendency of this application

☐ Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account.

**FEE CALCULATION (continued)**

**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1051	130	2051	65	Surcharge - late filing fee or oath
1062	60	2052	25	Surcharge - late Provisional filing
1053	130	1053	130	Non-English specification
1812	2520	1812	2520	For filing a request for ex parte Reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action
1251	110	2251	55	Extension for reply within first month
1252	420	2252	210	Extension for reply within second month
1253	950	2253	475	Extension for reply within third month
1254	1480	2254	740	Extension for reply within fourth month
1255	2010	2255	1005	Extension for reply within fifth month
1401	330	2401	185	Notice of Appeal
1402	330	2402	185	Filing a brief in support of an appeal
1403	280	2403	145	Request for oral hearing
1451	1510	1451	1510	Petition to institute a public use proceeding
1452	110	2452	55	Petition to revive - unavoidable
1463	1330	2453	665	Petition to revive - unintentional
1501	1330	2501	665	Utility issue fee (or reissue)
1502	480	2502	240	Design issue fee
1503	640	2503	320	Plant issue fee
1480	130	1480	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of IDS
8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))
1801	770	2801	385	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application

Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) (\$)-0-**

\* Reduced by Basic Filing Fee Paid

**1. BASIC FILING FEE**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	780	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

**SUBTOTAL (1) (\$)-0-**

**2. EXTRA CLAIM FEES**

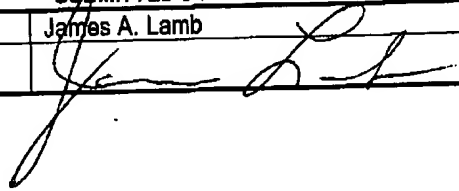
Total Claims	Previously Paid**	Extra Claims	Fee from below	Fee Paid
Independent Claims	20	3	86	
Multiple Dependent			280	

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	* Reissue independent claims over original patent
1205	18	2205	9	* Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) (\$)-0-**

\*\* or number previously paid, if greater; For Reissues, see above.

**SUBMITTED BY**

Name (Print/Type)	James A. Lamb
Signature	

**Complete (if applicable)**

Registration No.	38,529	Telephone	(847) 576-5054
Date	August 26, 2004		